ಬೋರ್ಡಿಗೆ ಕೊಳ್ಳೆಗಾಲಕ್ಕೆ ಸಂಬಂಧಪಟ್ಟ ಲೇಣಿ ದೇಣಿಗಳು (ಅಸೆಟ್ಸ್ ಅಂಡ್ ಲಯಬಲಿಟೀಸ್‌ಗಳು) ಬೇಕಾದಷ್ಟಿವೆ. ಈ ವಿಷಯದಲ್ಲಿ ನಮ್ಮ ಸರಕಾರವು ಮುದರಾಸು ಸರಕಾರದೊಡನೆ ವ್ಯವಹಾರ ನಡೆಸುತ್ತಿದೆ. ಇವೆಲ್ಲವೂ ಇನ್ನೂ ಪೂರ್ಣವಾಗಿ ನಿರ್ಧಾರವಾಗಬೇಕಾದ ವಿಷಯಗಳು. ಇದಕ್ಕೆ ಇನ್ನೂ ಕಾಲಾವಕಾಶಬೇಕಾಗಿದೆ. ಅಲ್ಲದೆ ಈ ಕೊಳ್ಳೇಗಾಲದಲ್ಲಿ ಜಿಲ್ಲಾಬೋರ್ಡುಗಳಿಂದ ನಡೆಸಲ್ಪಡುತ್ತಿರುವ ಸ್ಕೂಲುಗಳಿವೆ. ಅಲ್ಲಿ ಕೆಲಸಮಾಡುವ ಉಪಾಧ್ಯಾಯರುಗಳಿಗೆ ಸರಿಯಾಗಿ ಸಂಬಳ ದೊರೆಯುತ್ತಿಲ್ಲವೆಂಬ ಅಂಶ ಸರಕಾರಕ್ಕೆ ತಿಳಿದಮೇಲೆ ಮೈಸೂರು ಜಿಲ್ಲಾಬೋರ್ಡಿನ ಸಹಾಯದಿಂದ ಅಡ್ವಾನ್ಸ್‌ಗಳನ್ನು ಕೊಟ್ಟು ಅಲ್ಲಿರುವ ಅಧಿಕಾರಿಗಳಿಗೆ ಸಂಬಳಗಳನ್ನು ಕೊಡುವ ಏರ್ಪಾಡನ್ನು ಮಾಡಲಾಯಿತು. ಈಗಿರುವ ಸದಸ್ಯರ ಸಹಾಯವನ್ನು ಪಡೆಯಲು ಸಾಧ್ಯವಾಗಲಲ್ಲ. ಮುಂದೆ ಮೈಸೂರಿನ ಜಿಲ್ಲಾಬೋರ್ಡಿಗೆ ಅನುಕೂಲವಾಗುವಂತೆ ಒಂದು ಅಡ್ಮಿನಿಸ್ಟರಿ ಕಮಿಟಿಯನ್ನು ನೇಮಕಮಾಡಲಾಗುವುದು. ಆಗ ಈ ಕೊಳ್ಳೆಗಾಲದ ಜಿಲ್ಲಾಬೋರ್ಡಿನಲ್ಲಿದ್ದ ಸದಸ್ಯರನ್ನೂ ಈ ಕಮಿಟಿಯಲ್ಲಿ ಸೇರಿಸಿಕೊಂಡು ಅವರ ಸಹಾಯವನ್ನು ಪಡೆಯಲು ಅವಕಾಶವಾಗುತ್ತದೆ. ಇದರಿಂದ ಸರಕಾರದಮೇಲೆ ಸುಮ್ಮನೆ ಟೀಕೆಗಳನ್ನು ಮಾಡುವುದು ಸರಿಯಾದುದಲ್ಲ.

ಮುಂದೆ ಡಿಸ್ಟ್ರಿಕ್ಟ್ ಬೋರ್ಡು ಚುನಾವಣೆಗಳನ್ನು ನಡೆಸುತ್ತಾರೆಂದು ನಾವೀಗ ಈ ಮನೂದೆಯನ್ನು ಒಪ್ಪಿಕೊಂಡರೂ ಒಪ್ಪಿಕೊಳ್ಳಬಹುದು, ಆದರೆ ಅವರ ಮಾತಿನಂತೆನ ಡೆದುಕೊಳ್ಳುತ್ತಾರೆಂಬ ನಂಬಿಕೆಯಿಲ್ಲ ಎಂದು ಅಪನಂಬಿಕೆಯನ್ನು ಮನಸ್ಸಿನಲ್ಲಿ ಹಚ್ಚಿಸಿಕೊಂಡರೆ ನಾವೇನು ಮಾಡುವುದಕ್ಕಾಗುತ್ತದೆ! ನಂಬಿಕೆಯಿಲ್ಲದವರಿಗೆ ಯುಕ್ತಾ ಯುಕ್ತತೆಯ ಅರಿವೇ ಇರುವುದಿಲ್ಲ. ನಂಬುವ ವಿಚಾರದಲ್ಲಿ ನಂಬಲೇಬೇಕು. ನಾನಾ ಕಾರಣಗಳಿಂದ ಈಗ delay ಆಗಿದೆ; ಅದನ್ನು ಒಪ್ಪುತ್ತೇನೆ. ಯಾವ ಯಾವ ಕಾರಣಗಳಿಂದ ನಿಧಾನವಾಗಿದೆಯೆಂಬುದನ್ನು ಶ್ರೀ ಚನ್ನಬಸಪ್ಪನವರು ಹೇಳಿದರು. ಹಳೆಯ ಮೈಸೂರಿನ ಸದಸ್ಯರುಗಳ ಅಭಿಪ್ರಾಯದಮೇಲೆ ಈ ರೀತಿ delay ಆಯಿತು. ಈಗ ಮತ್ತೆ delayಯನ್ನು ಹೆಚ್ಚಿಸಬೇಕೆಂದು ಹೊರಟಿರುವುದು ಉದ್ದೇಶಪೂರ್ವಕವಾಗಿಯಲ್ಲ. ಆದಷ್ಟು ಜಾಗ್ರತೆ ಚುನಾವಣೆಗಳನ್ನು ನಡೆಸಬೇಕೆಂಬುದೇ ನಮ್ಮ ಉದ್ದೇಶ. ಆದರೆ ಆ ಐದು ಪ್ರಾಂತ್ಯಗಳಲ್ಲಿದ್ದ ಆಡಳಿತ ರೀತಿಯನ್ನು ಒಂದುಗೂಡಿಸಿ ಒಂದು uniform ವ್ಯವಸ್ಥೆಯನ್ನು ತರಬೇಕೆಂದರೆ ಅದು ಅಷ್ಟು ಸುಲಭವಲ್ಲ. ಮೊನ್ನೆತಾನೆ ಆಂಧ್ರದ L.S.G. ಮಂತ್ರಿಗಳು ಬಂದಿದ್ದರು. ಅವರೊಡನೆಯೂ ಮಾತನಾಡಿ ಅಲ್ಲಿರತಕ್ಕ ಮತದಾರರ ಪಟ್ಟಿ-ಪುಸ್ತಕಗಳನ್ನು ಕಳುಹಿಸಿಕೊಡಿ ಎಂದು ಹೇಳಿದ್ದೇವೆ. ಹೀಗೆ ಅಲ್ಲೊಂದು ರೀತಿಯಿದೆ; ಕೊಡಗಿನಲ್ಲಿ ಇನ್ನೊಂದು ರೀತಿಯಿದೆ. ಕೊಡಗಿನಲ್ಲಿ ಆಕ್ಟೇ ಇಲ್ಲ. ಇದನ್ನೆಲ್ಲಾನೋಡಿ ಸಮರ್ಪಕವಾಗಿ ಕಾನೂನು ಮಾಡಬೇಕೆಂಬ ಉದ್ದೇಶವಿದೆ. ಅದನ್ನೂ ಆದಷ್ಟು ಜಾಗ್ರತೆ ಮಾಡಬೇಕೆಂದಿದೆ. ಹಾಗೆ ಇದನ್ನು ಮಾಡುವುದರಲ್ಲಿ ನಾವು ಸುಮ್ಮನೆ ಕಾಲ ಕಳೆಯಬೇಕೆಂದಿದ್ದರೆ, ಸುಮ್ಮನೆ ಒಂದು ಕಮಿಟಿಮಾಡಿ ನಡೆಸಿಕೊಂಡುಹೋಗಿ, ಕಮಿಟಿಮಾಡಿದ್ದೇವೆ, ಅವರಿನ್ನೂ ರಿಪೋರ್ಟ್ ಮಾಡಿಲ್ಲ, ನಾವೇನು ಮಾಡೋಣವೆಂದು ಹೇಳಿಕೊಂಡು ಹೋಗಬಹುದಾಗಿತ್ತು. ನಾವು ಆದಷ್ಟು ಜಾಗ್ರತೆ ಮಾಡಬೇಕೆಂದು ಹೇಳಿ, ಸೆಕ್ರೆಟೇರಿಯಟ್ ಲೆವಲ್‌ನಲ್ಲೇ ಒಂದು ಡ್ರಾಫ್ಟ್ ಬಿಲ್ ಮಾಡಲೆಂದು ಹೇಳಿ ಎಲ್ಲಾ ಪ್ರಾಂತ್ಯಗಳ ಬಿಲ್ಲನ್ನೂ ತರಿಸಿ, ಬಿಲ್ ತಯಾರಿಸಿ ಮುಂದಿನ ಅಧಿವೇಶನದಲ್ಲಿ ತರಬೇಕೆಂದಿದ್ದೇವೆ. ಆದ್ದರಿಂದ ನಂಬಬಹುದಾದರೆ ನಂಬಿ. ನಂಬಿಕೆಯಿಲ್ಲದಿದ್ದರೆ ಅಪನಂಬಿಕೆಯಿಂದಲೇ ಇರಬಹುದು. ಇಷ್ಟೆಲ್ಲ ಹೇಳಿದಮೇಲೆ ತಮಗೆಲ್ಲಾ ಸಮಾಧಾನವಾಗಿರಬಹುದು. ಇನ್ನು ಅಪನಂಬಿಕೆ ಬಿಟ್ಟು ಈ ಬಿಲ್ಲಿಗೆ ಪೋಟುಮಾಡಬೇಕೆಂದು ನಾನು ಕೇಳಿಕೊಳ್ಳುತ್ತೇನೆ.

Mr. SPEAKER.—I will now put the motion to the House. The question is:

"That the Bombay Local Boards (Mysore Amendment) Bill, 1957, be taken into consideration."

The motion was adopted.

Mr. SPEAKER.—The Bill will be read clause by clause. As there are no amendments, all the clauses will be put to the House. The question is:

"That Clauses 2, 3, 1 and the Title and the Preamble stand part of the Bill."

The motion was adopted.

"Clauses 2, 3, 1 and the Title and the Preamble were added to the Bill."

Motion to pass.

Sri R. CHENNIGARAMIAH.—I beg to move:

"That the Bombay Local Boards (Mysore Amendment) Bill, 1957, be passed."

Mr. SPEAKER.—The question is:

"That the Bombay Local Boards (Mysore Amendment) Bill, 1957, be passed."

The motion was adopted.

MYSORE LEGISLATURE SALARIES (AMENDMENT) BILL, 1957.

Motion to consider.

Sri B. VAIKUNTA BALIGA (Minister for Labour and Legal Affairs).—Sir, I move:

"That the Mysore Legislature Salaries (Amendment) Bill, 1957, be taken into consideration."

Mr. SPEAKER.—Motion moved:

"That the Mysore Legislature Salaries (Amendment) Bill, 1957, be taken into consideration."

Sri B. VAIKUNTA BALIGA.—I shall be very brief. We have had the pleasure of hearing a very good discussion on the Bill which has been passed and the matter now before the House is more simple and all it does is to clarify certain doubts which might exist in the minds of the members and that particularly with regard to the salaries of the members in which everyone is very much interested. There is a doubt according to the Statute as it stands whether it should be from the date when they are declared elected. The House is aware that the declarations are made at various dates with regard to various members and with regard to the interpretation of the Statute on hand a doubt has arisen. It is only to clarify that doubt that this Bill is now sought to be placed before this House. It clarifies beyond doubt that it is to be operative from the date of dissolution of the previous House or the date of commencement of the duration of the Assembly. With these remarks, I leave the Bill for consideration by the House.

*Sri V. S. PATIL (Belgaum I).—This Bill the Government is bringing to clarify certain points that, according to the Government, are vague and perhaps may give rise to some difficulty. I see, Sir, in this Bill and the original Section that has been printed, that there are various dates on which the Hon'ble Members of this House as well as the Council are entitled to get their salary and these various dates are when the election is declared or when the nomination is made. That is one thing. The second is from the date of the vacancy of the post; the third is from the commencement of the duration of the Assembly and unfourth from the date when the old Assembly is dissolved. Then the fifth is only after subscribing to the Oath or Affirmation. These are the five points or limits put upon the salaries of the Hon'ble Members. It has been tried now in this Bill that the payment of salaries should be from the dissolution of the old Assembly, that is, from 1st April 1957. My submission is this, Sir. In order to wipe out all these doubts about the various dates, the only date which is required and which could be taken as the basis is the date on which any Hon'ble Member comes here and takes the Oath or Affirmation under article 188 of the Constitution. Until then, even though we have been elected, we are not entitled to get any remuneration at all. That is the limitation imposed by the Constitution itself. Why should we bypass that Constitutional provision and try to get more pay by making this provision? And if this date is taken, Sir, I think, most of the members have taken the Oath or Affirmation on the 10th of this month. Then, I feel, Sir, we can save to Government at least Rs. 75,000 and when our worthy Prime Minister Sri Jawaharlal Nehru has said that as far as possible we should save the money of the Government, why should we not save some money at least of the Government when our Budget presented day before yesterday is a deficit one to the tune of of Rs. 9 crores? It may be a very small amount. It reminds me of the cartoon which is published in a paper that while the Bridge was being constructed by Sri Rama, a squirrel also helped him by putting a little sand into the sea. So, even our sum which is Rs. 75,000 in that huge sea will be practically negligible. Still, it has got some value. I hope, Sir, that the date for the payment of salary to Hon'ble Members should be as stated in article 188 of the Constitution, that is, the date on which they take the Oath.

So I submit that Government may reconsider this proposition. I hope that Hon'ble Members will be one with me in saving some money to the Government

*Sri S. D. KOTHAWALE.—Mr. Speaker, Sir, I would like to offer a few remarks in view of certain remarks made by the Hon'ble Member Sri V. S. Patil. I associate myself with the sentiments expressed by my Hon'ble friend Sri Patil. I would request him

and others who hold his opinion that even if this Bill is passed into law by the House they should make the sacrifice to which he made a reference. The question before the House is not whether a sacrifice should be made as suggested by our revered Prime Minister, but the question is whether the necessary clarification should be there or should not be there. It is not clear from the existing provisions of the statute from what date salary should be drawn by the Hon'ble Members. It is only for the purpose of clarifying that position that the Bill has come before the House. Hon'ble Members will remember that we came to Bangalore on the 6th May for the purpose of voting to elect the Union President. That vote could be cast only if we were members of the Assembly and not otherwise. So, our membership was never in question. The membership comes into existence the moment we are elected and in that capacity we are able to discharge our duties. Taking the oath is only an ancillary provision which is a condition precedent to taking part in the proceedings of this House. It does not mean anything else. The date of taking the oath is not the date of commencement of the membership of the House. It is only for the purpose of clarifying this point that the present Bill has been brought before the House. Here no question of sacrifice arises. If any of the Hon'ble Members want to make a sacrifice and give an impetus to the economy drive in the administrative expenditure they are welcome to give a lead in this connection. We would only congratulate them on their sense of sacrifice.

With these remarks I support the principle of the Bill and request the House to accept the Bill unanimously without any further debate.

Sri B. VAIKUNTA BALIGA.—Sir, evidently there has been some emphasis wrongly placed, because there are two ideas embodied in section 11 Salary can be deemed to accrue from the date on which the member was duly elected. Members are aware that a declaration is made about the election result after the votes are counted and out of the contesting candidates, he who secures the majority of votes is declared elected. There is also the question of payment and there is a proviso for that. The proviso is :

> " Provided that the salary shall not be paid until the member swears and subscribes the oath or affirmation referred to in article 188."

For this there would be some time lag. So to clarify the position this Bill has been introduced. There is no question of anybody making a sacrifice or trying to benefit himself. Now, Sir, accrual is an accrual and only the date of payment is postponed to the date of taking the oath. The payment of what is accrued is held up till the fulfilment of a condition, namely, taking the oath. So the right of accrual cannot be taken away. Therefore, the argument advanced by my Hon'ble friend Sri Patil will not lead us to any clear cut position. It is only to clarify this position that Government has placed this Bill before the House. Government is not anxious to spend more than what is necessary. If members want to make a sacrifice, it is certainly open to them, after they receive the amount to pass it on to the treasury to be utilised for some purpose which they want in their districts. This Bill seeks to clarify the position beyond any doubt and bring about some uniformity. That is why it has been fixed as from the date of dissolution of the previous Assembly and by this method the new Assembly will have its full period. After this explanation I hope members will have no doubt and they will give their unanimous approval to this Bill.

Mr. SPEAKER.—The question is :

> " That the Mysore Legislature Salaries (Amendment) Bill, 1957, be taken into consideration."

The motion was adopted

Mr. SPEAKER.—Now the Bill will be read clause by clause. Clause 2.

Motion moved :

> " That clause 2 stand part of the Bill."

(MR. SPEAKER.)

There are two amendments to this clause. The first amendment stands in the name of the Hon'ble Member Sri Shamsuddin. He may move it.

Sri J. H. SHAMSUDDIN.—I do not want to move it.

Mr. SPEAKER.—The next amendment stands in the name of Sri Sidhanti. He may move it.

Sri P. G. SIDHANTI.—Sir, I beg to move :

'In Clause 2 after the words "proviso shall be added" the words "and shall always be deemed to have been added" shall be inserted.'

Mr. SPEAKER.—Amendment moved :

'In Clause 2 after the words "proviso shall be added" the words "and shall always be deemed to have been added" shall be inserted.'

Sri B. VAIKUNTA BALIGA.—In view of the purpose of the amendment, I propose to accept the amendment. So I wish to avoid any debate on the amendment.

Mr. SPEAKER.—The question is:

'In Clause 2 after the words "proviso shall be added" the words "and shall always be deemed to have been added" shall be inserted.'

The motion was adopted.

Mr. SPEAKER.—The question is:—

"That Clause 2, as amended, stand part of the Bill."

The motion was adopted.

Clause 2, as amended, was added to the Bill.

Mr. SPEAKER.—The question is:

"Clause 1, the Title and the Preamble stand part of the Bill."

The motion was adopted.

Clause 1, the Title and the Preamble were added to the Bill.

Motion to pass.

Sri B. VAIKUNTA BALIGA.—Sir, "I move that the Mysore Legislature Salaries (Amendment) Bill, 1957, as amended, be passed."

Mr. SPEAKER.—The question is :

"That the Mysore Legislature Salaries (Amendment) Bill, 1957, as amended, be passed."

The motion was adopted.

MYSORE SALES TAX (AMENDMENT) BILL, 1957.

Motion to consider.

Sri T. MARIAPPA (Minister for Finance).—Sir, I beg to move :

"That the Mysore Sales Tax (Amendment) Bill, 1957, be taken into consideration."

Mr. SPEAKER.—Motion moved :

"That the Mysore Sales Tax (Amendment) Bill, 1957, be taken into consideration."

Sri T. MARIAPPA.—Sir, this amending Bill is a very simple measure to validate section 3 (1) (*b*) of the Mysore Sales Tax Act, 1948. The difficulty arose in this way. The hotel keepers approached the High Court for a writ on the ground that there was discrimination with regard to the levy of sales tax on articles of food and drink offered for sale in hotels, boarding houses and restaurants. The High Court decided the case on the ground that the provisions of this particular section were opposed to article 14 of the Constitution on the ground of discrimination. A similar situation had arisen in Madras also where the High Court of Madras also decided to the same effect.

In Madras also the same amendment was moved to validate the whole law. Similarly, we have taken steps to introduce this amendment with a view to validating the law and removing any discrimination that might have arisen